IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 4544 OF 2001

Mahesh Ramnath Malav.... ... ... Petitioner.

Versus

The State of Maharashtra & Ors. .... Respondents.

Mr. R.K.Menedadkar with Mrs.H.K.Mandlik
for the Petitioner.

Mr. S.R.Nargolkar, AGP for the Respondents.

**CORAM : V.G. PALSHIKAR, and
V.R.KINGAONKAR, JJ.**

DATED : 6TH MARCH, 2006.

P.C.:

When Rule was granted in this petition, interim relief was also granted and because of that the Petitioner has completed his Degree Course of B.E. (I.T.). By this petition, the Petitioner had challenged the order passed by the Caste Scrutiny Committee. With the assistance of the learned Counsel appearing for both the parties, we have scrutinised the order and it does not require any interference. It is, therefore, liable to be confirmed and is accordingly confirmed.

2. However, the Petitioner has filed an affidavit stating that the Petitioner will not claim any benefit on the basis of the Caste Certificate which has been invalidated by Respondent No.2, by the impugned order. In view of this specific undertaking on oath, in our opinion, the petition can be disposed of by directing that the Degree acquired by the Petitioner by following course of study shall not be in any way disturbed because the Caste Certificate of the Petitioner is invalidated. Petition, accordingly, disposed of. No order as to costs.

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